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Security Council

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Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic

Note verbale dated 2 August 2016 from the Permanent Mission of the Netherlands to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Kingdom of the Netherlands to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic and has the honour to submit to the Committee the requested report of the Government of the Kingdom of the Netherlands on the implementation of Council resolutions 2127 (2013), 2134 (2014) and 2262 (2016) (see annex).

The Permanent Mission of the Netherlands would like to take this opportunity to reaffirm its commitment to providing the Committee with any additional information that the Committee deems necessary or may request.

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Annex to the note verbale dated 2 August 2016 from the Permanent Mission of the Netherlands to the United Nations addressed to the Chair of the Committee

Report of the Netherlands on the implementation of Security Council resolutions 2127 (2013), 2134 (2014) and 2262 (2016)

Pursuant to paragraph 58 of Security Council resolution 2127 (2013), paragraph 42 of Security Council resolution 2134 (2014) and paragraph 30 of Security Council resolution 2262 (2016), the Netherlands has the honour to inform the Chair of the Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic of the steps taken by the Government of the Netherlands to implement the measures imposed by resolutions 2127 (2013), 2134 (2014) and 2262 (2016).

The implementation of United Nations sanctions is an autonomous competence of Aruba, Curaçao, Saint Maarten and the Netherlands, although the Kingdom of the Netherlands remains accountable under international law. Only the Netherlands is a member of the European Union.

Member States of the European Union implement the provisions of Security Council resolutions that fall within the scope of the competence of the European Union via the relevant European regulatory acts, comprising regulations, decisions and common positions of the Council of the European Union. The Netherlands and the other States members of the European Union have jointly implemented the restrictive measures against the Central African Republic imposed by Security Council resolutions 2127 (2013), 2134 (2014) and 2262 (2016).

Council Decision 2013/798/CFSP and Council Regulation (EU) No. 224/2014 transposing resolution 2127 (2013), amended by Council Decision 2014/125/CFSP and Council Regulation (EU) No. 1276/2014 transposing resolution 2134 (2014), and amended by Council Decision (CFSP) 2016/564 and Council Regulation (EU) No. 2016/555 transposing resolution 2262 (2016), into European law entered into force on 24 December 2013, 11 March 2014 and 13 April 2016, respectively. The European Union has no autonomous sanctions against the Central African Republic.

Those regulations and decisions set out the European Union's commitment to the implementation of all the measures contained in Security Council resolutions 2127 (2013), 2134 (2014) and 2262 (2016), and provide the basis for implementing measures specific to the European Union within the scope of the resolutions.

As soon as the European regulations were adopted, the Minister for Foreign Affairs of the Netherlands, in cooperation with the other ministers concerned, laid down the necessary national provisions in secondary legislations, within the framework of the Sanctions Act 1977. Pending the adoption of the European regulation and subsequently, of national secondary legislation, the Netherlands implemented its obligations under the Security Council resolutions through its existing national legislation and instruments, that is to say, border patrol, visas and import/export licences.

The national provisions are currently adapted to the latest European regulations. Penalties for a violation of the relevant Council decisions and regulations, as mentioned above, are laid out in a regulation relating to sanctions concerning the Central African Republic, which entered into force on 31 March 2014. Security Council resolution 2262 (2016) was transposed by amendments to that regulation, which entered into force on 6 May 2016.